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PATENT



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William R. Allen

William R. Allen, Reg. No. 48,389

3 June 2004

Date

Applicants: Gerd Schaminghausen et al.  
Serial No.: 10/774,352  
Filed: February 6, 2004  
Examiner: Unknown  
Group Art Unit: Unknown  
Title: PORTION DEVICE FOR FOODSTUFFS  
Confirmation No.: 5252  
Atty. Docket No.: ESN-45

Cincinnati, Ohio 45202

June 3, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with the duty of candor and good faith imposed by 37 C.F.R. §1.56, and means of complying therewith according to 37 C.F.R. §§1.97 and 1.98, the references listed on the attached Form PTO-1449 are called to the attention of the United States Patent and Trademark Office in connection with the above-identified patent application. Copies of the cited references are enclosed herewith.

Applicants request that the Examiner consider the cited references and make an independent evaluation of their materiality. Applicants have also enclosed a copy of the foreign search report listing these references.

**Certification under 37 C.F.R. § 1.97(e)**

Each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

**Certification under 37 C.F.R. § 1.704(d)**

Each item contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart application and was not received by an person designated in § 1.56(c) more than thirty days prior to the filing of the information disclosure statement.

Applicants do not believe that any fees are due in connection with this submission. However, if such petition is due or any fees are necessary, the Commissioner may consider this to be a request for such and charge any necessary fees to deposit account 23-3000.

Respectfully submitted,  
WOOD, HERRON & EVANS, L.L.P.

BY William R. Allen  
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SUBSTITUTE FORM PTO-1449  
(MODIFIED)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
ESN/45SERIAL NO.  
10/774,352INFORMATION DISCLOSURE  
STATEMENT BY APPLICANTAPPLICANT  
Gerd Scharninghausen  
and Rene DammandFILING DATE  
February 6, 2004

GROUP

(37 CFR 1.002) Use several sheets if necessary)

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		PATENT NUMBER							ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A.A	4	7	3	7	0	9	2	4/12/1988	Bullick	425	142	4/27/1987
	A.B	5	8	8	8	5	5	8	3/30/1999	Janot et al.	425	313	11/27/1996
	A.C												
	A.D												
	A.E												
	A.F												
	A.G												
	A.H												
	A.I												
	A.J												
	A.K												

## FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS

		DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY OR PATENT OFFICE	CLASS	SUBCLASS	TRANSLATION (YES/NO)
	A.L	EP 0484707 A1	05/13/1992	EP	A21C 11/16		N/A
	A.M	DE 19616345A1	10/30/1997	Germany	B29C 37/02	B29C 47/08	Abstract Only
	A.N						
	A.O						
	A.P						
	A.Q						

## OTHER DOCUMENTS (Including Author, Title, Date, Place of Publication)

	A.R	
	A.S	
	A.T	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not in conformance. Draw line through citation only if not in conformance and not considered.  
Include a copy of this form with next communication to applicant.